

NAVAJO NATION DEPARTMENT OF JUSTICE

OFFICE OF THE ATTORNEY GENERAL

ETHEL B. BRANCH Attorney General HEATHER CLAH Deputy Attorney General

DEPARTMENT OF JUSTICE INITIAL ELIGIBILITY DETERMINATION FOR NAVAJO NATION FISCAL RECOVERY FUNDS

RFS/HK Review #:	
Date & Time Received:	
Date & Time of Response:	
Entity Requesting FRF:	
Title of Project:	
Administrative Oversight:	
Amount of Funding Requested:	
Eligibility Determination:	
□ FRF eligible	
□ FRF ineligible	
□ Additional information requested	
FRF Eligibility Category:	
\Box (1) Public Health and Economic Impact	□ (2) Premium Pay
\Box (3) Government Services/Lost Revenue	\Box (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category:_____

Returned for the following reasons (Ineligibility Reasons/Paragraphs 5.E.(1)-(10) of FRF Procedures):

□ Missing Form	Expenditure Plan incomplete
□ Supporting documentation missing	\Box Funds will not be obligated by
\Box Project will not be completed by 12/31/2026	12/31/2024
□ Ineligible purpose	□ Incorrect Signatory
□ Submitter failed to timely submit CARES reports	\Box Inconsistent with applicable NN or
□ Additional information submitted is insufficient	federal laws
to make a proper determination	
Other Comments:	
Name of DOJ Reviewer:	

Signature of DOJ Reviewer:	RIMP Plife	
e		

Disclaimers:

If additional information has been requested and you wish to provide it, please resubmit all the required forms updated to include the additional information. Full resubmission will expedite the Initial Eligibility Determination process. Therefore, please include a new RFS form indicating resubmission, revised Appendix A, Budget Form 1, and other supporting documents. **Please email your resubmission to arpa@nndoj.org.** Please be aware that under Resolution BFS-31-21 a Project or Program can only be reviewed twice, therefore it is critical that you include all the requested additional information for your second submission.

An NNDOJ Initial Eligibility Determination is based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.



THE NAVAJO NATION FISCAL RECOVERY FUNDS REQUEST FORM & EXPENDITURE PLAN FOR NON-GOVERNANCE CERTIFIED CHAPTERS

Part 1. Identification of parties.

1

Non-Governance Certified Chapter Klagetoh Chapter			Date prepared:	11/1/2022
Chapter's UNIT 42 HC58 BOX 90 mailing address: GANADO, AZ 86505		email: 92 (if any):	28.652.2700	
This Form prepared by: AARON LONG			928.550.9787	
LAND USE COMMITTEE CHAIR CONTACT PERSON'S name and title			AARON.J.LONG90	
Title and type of Project: DEMOLISHION AND REHABILITAT	ION OF OLD	BIA CO	OMPOUND	
Chapter President: LELAND NEZ	phone & email:	928.321.01	60 LNEZ@NAVAJOCHA	PTERS.ORG
Chapter Vice-President: LEON JACKSON	phone & email:	928.206.0	0630 LEJAXN@GM	AIL.COM
Chapter Secretary: MAUREEN WOODMAN	phone & email:	928.797.1	508 RAIZINDOUGH@	HOTMAIL.COM
Chapter Treasurer: MAUREEN WOODMAN				
Chapter Manager or CSC: LELA SANGSTER (AMS)	phone & email:	928.652.2700 K	508 RAIZINDOUGH@	RS.ORG
DCD/Chapter ASO: PATRICIA BEGAY	phone & email:	928.871.7	7515 PDBEGAY@N	NDCD.ORG
List types of Subcontractors or Subrecipients that will be paid with FRF (if kn OR IINA'BA' INC OR PROCURED CONTRACTOR (see				
Amount of FRF requested: \$200,000 FRF funding period: JAN	1 2023 - DEC	2024		ocument attached
	indica	te Project star	ting and ending/deadline date	
Part 2. Expenditure Plan details.	5.			
(a) Describe the Program(s) and/or Project(s) to be funded, including how t and what COVID-related needs will be addressed:	the funds will be u	used, for wh	nat purposes, the location	on(s) to be served,
This project promotes a strong healthy community. Th town Klagetoh. Currently, and during the COVID-19 lo drugs, alcohol, and unsafe activities. Funds will cover infrastructure rehabilitation.	ock down, thi	is site w	as a gathering a	rea for

document attached

(b) Explain how the Program or Project will benefit the Navajo Nation, Navajo communities, or the Navajo People:

This project will transform the central area of the town Klagetoh, into a safe environment. The structures in ruin currently affect 100 home sites directly and the overall community of 500 home sites.

document attached

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the

APPENDIX A
Program(s) or Project(s) by December 31, 2026:
Project time frame: Jan 2023 - Dec 31, 2024
Phase 1: Procurement of services: preliminary right of ways, engineering (1 year). Phase 2: Construction (3-12months).
Fhase 2. Construction (5-12months).
Challenges: acquiring rights of way and land withdrawals from 60 years of nonuse.
(d) Identify who will be responsible for implementing the Program or Project:
Klagetoh Chapter and the ARPA consultant and the land use planning committee are responsible for completing this project. The Environmental Cleanup company is responsible for accomplishing the project objectives.
☐ document attached
(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:
The Klagetoh Chapter intends to transfer site into chapter property and continue the development of the site for economic development.
☐ document attached
(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the
proposed Program or Project falls under, and explain the reason why:
CJN-29-22 SECTION 3, Expenditure category 3.11 SERVICES TO DISPROPORTIONATELY IMPACTED COMMUNITIES. Social Determinants of Health: Other*^
[previous category listing] CJN-29-22 SECTION 3, Expenditure category 2.23 NEGATIVE ECONOMIC IMPACTS. ASSISTANCE TO HOUSEHOLDS. Strong Healthy Communities: Demolition and Rehabilitation of Properties^. [moved to EC 3.11 in APRIL22]
☐ document attached
Part 3. Additional documents.
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):
Attached: - Resolution KLA 2202-11/2022
- Resolution REA 2202-11/2022
Chapter Resolution attached
Part 4. Affirmation by Funding Recipient.
Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:
Chapter's Preparer: Acount Cores Approved by: signature of Chapter President (or Vice-President)
Approved by:

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Approved by: _		L
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Approved to submit for Review.

joa

Signature of DGD Director

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FY 2023

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

Page 1 of 1 BUDGET FORM 1

PART I. Business	Unit No.:	NEW	Program Title:		SH AND REHABILITATION OLD BIA COM ARPA PROJECT	APOUND -	Ø Division/Branch:	OCO / Goe KLAGETOH CHA	PTER	
Prepared By:	AA	RON LONG	Phone	No.:	928.550.9787 Emai	Address:	AARON.J.	LONG90@GMAIL.CO		
PART II. FUNDING		Fiscal Year /Term 1/1/03-12/34/04	Amount 200,000.00	% of Total 100%	Fund PART III. BUDGET SUMMARY Type Code		(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total	
					2001 Personnel Expenses					
					3000 Travel Expenses					
					3500 Meeting Expenses					
					4000 Supplies					
					5000 Lease and Rental					
					5500 Communications and Utilities					
					6000 Repairs and Maintenance					
					6500 Contractual Services	6	\$-	\$ 200,000.00	\$ (200,000.00)	
					7000 Special Transactions		S			
					8000 Public Assistance					
	-				9000 Capital Outlay					
					9500 Matching Funds					
					9500 Indirect Cost					
						TOTAL	\$0.00	200,000.00	\$ (200,000.00)	
					PART IV. POSITIONS AND VEHICLES		(D)	(E)		
		-			Total # of Positions E	Budgeted:	0	1		
		TOTAL:	\$200,000.00	100%	Total # of Vehicles E		0	0		
PART V. I HEREBY	ACKNOWLED	GE THAT THE INFO	ORMATION CON	FAINED I	N THIS BUDGET PACKAGE IS COMPLET	E AND AC	CURATE.			
SUBMITTED BY:		James Adakai, Dep			APPROVED BY: Calv	in Castillo,	Executive Director			
	P	rogram Manager's	Printed Name		Divis	ion Directo	or / Branch Chief's Pr	inted Name		
		4	- 4	-14-		aller.	4/14/2			
	Program Manager's Signature and Date Division Director / Branch Chief's Signature and Date									

FY_2023

THE NAVAJO NATION PROGRAM PERFORMANCE CRITERIA

Page ____ of ____ BUDGET FORM 2

-1

PART I. PROGRAM INFORMATION:									
Business Unit No.: NEW	Program Name/Title:	DE	MOLISH ANI	D REHABIL	ITATION OL	D BIA CO	MPOUND - A	RPA PRO.	JECT
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PR									
CJN-29-22 Approving the Navajo Nation Fiscal Recovery Fund Expenditure	Plan for: public health	projects	• •						
PART III. PROGRAM PERFORMANCE CRITERIA:			t QTR		QTR		QTR		QTR
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:									
Demolish Old BIA School compound and Rehabilitate utilitiy infrastructure	e								
Program Performance Measure/Objective:			Т	1	1		1		
Phase1 contract services & site clearance Phase2 demolish and recycle	Phase 3 rehabilitate	1		2	<u> </u>	3		L	
2. Goal Statement:									
Phase 1 preliminary work		-							
Program Performance Measure/Objective:					r		T		
1- Funding Approval, 2- site clearance,		2							
3. Goal Statement:									
Phase 2 Begin demolish and recycle		-							
Program Performance Measure/Objective:									
1- asbestos removal, 2- sandstone recycle, 3- remove debris, 4- tree rem	noval			4					
4. Goal Statement:									
Phase 3 rehabilitate utilities and tree removal									
Program Performance Measure/Objective:									
1- seal off utility lines, 2- rehabilitate utility lines, 3- Level site						3			
5. Goal Statement:									
Program Performance Measure/Objective:									
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE PORMATION	HAS BEEN THOROUG	HLY REV	IEWED.			~			
James Adaka					alvin Ca				
Program Manager's Printed Name		Divisi	on Directo	r/Branch Ch	ief's Printe	d Name			
4-1	7-23			1		60			
Program Manager's Signature and Date			Division	Director	Franch Chief	's Signatu	re and Date		
V.			-						

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THE NAVAJO NATION LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT

Page ____ of ____ BUDGET FORM 3

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2	SUB	POS	JOB	<u>†</u>				WRKSITE	F١	(2023 ACTI	JAL	FY 2023 PROPOSED			
3	ACCT	NO	TYPE	•	POSIT	ION TITLE	EMP ID	CODE	G/S	H/R	SALARY	HOURS	BUDGET PERIOD		BUDGET
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5	XXXXXXXX -	BUSINE	SS UNIT	DESCRIPT	TION - N	ÉŴ		· · · · · · · · · · · · · · · · · · ·		-	+ +-				
6														-	
7	1001			PLANNER			VACANT			19.87	41,489		FY23		
8	1002					FFICER (70)	ASSIGN			36.14	75,460		FY23		
9	1003		1235	PROGRAM	/ MANA	GER I (67)	VACANT			27.91	58,276.08		FY23		
10	1004			PROJECT			VACANT			21.66	45,226		FY23		
11	1005		1864	RURAL AD)RSNG/	GIS TECHNICIAN (62)	VACANT			18.6	38,836.80		FY23		
12	1006		3040	ENVIRON	MENTAL	PRGM MNGR (68)	VACANT			30.41	63,496		FY23		
	1007		9162			PROJECT MNGR (68)	VACANT			30.41	63,496.08		FY23		A
	1008			CONTRAC	TURAL	SERVICES							FY23	\$	200,000.00
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27				1											



THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

Page ____ of ____ BUDGET FORM 4

PART I. PROGRAM INFORMATION: Program NamefTitle: <u>DEMOLISH AND REHABILITATION OLD BIA COMPOUND - ARPA PROJECT</u> Business Unit No.: <u>NEW</u> PART II. DETAILED BUDGET: <u>(C)</u> (D) Total by DETAILED Object Code Description and Justification (LOD 7) Object Code 6500 CONTRACTUAL SERVICES Professional Services: Environmental Cleanup Estimated \$ 180,000,00 510 Professional Services: Environmental Cleanup Estimated \$ 180,000,00 510 Professional Services: Environmental Cleanup Estimated \$ 180,000,00 510 Professional Services: Atletations Removal \$ 20,000,00 510 CAPITAL OUTLAY 1 and and Improvements 511 Act and Improvements 512 Buildings 513 Contractuation in Programs 514 Land Improvements 5152 Dialogs Contractuation in Programs 5153 Contractuation in Programs 5154 Buildings 5154 Buildings 5155 Contractuation in Programs 5154 Buildings 5155 Contractuation in Programs 5154 Contractuation in Programs 5154 Contractuation in Programs 5154 Buildings 5155 Contractuation in Programs 5156 Contractuation in Programs 5157 Contractuation in Programs 5158 Contractuation in Programs 5159 Contractuation in Programs 5150 Contractuation					
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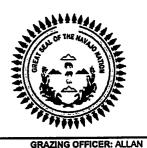


PHONE: 928,652,2700 FAX: 928,652,2701 EMAIL: klagetoh@navajochapters.org

MAILING: Unit 42 HC58 Box 90 Ganado, AZ 86505

COUNCIL DELEGATE: RAYMOND SMITH, JR.

PHYSICAL: US HWY 191 Mile Post 397 Klagetoh, AZ 86505



PRESIDENT: LELAND NEZ

VICE PRESIDENT: LEON JACKSON

SECRETARY/TREASURER: MAUREEN WOODMAN TAPAHA COMMUNITY SERVICE COORDINATOR: VACANT

ACCOUNT MAINTENANCE SPECIALIST: LELA SANGSTER

RESOLUTION OF THE KLAGETOH CHAPTER

Resolution KLA 2226-03-2023

Amending Resolution 2202-11/2022 to read as "An Action Supporting the Demolish and Rehabilitation of Old School BIA Compound Project in the amount of (\$200.000.00) to be included as part of the Delegate Region Plan for Honorable Council Delegate Lomardo Aseret

WHEREAS:

- 1. Pursuant to the Local Governance Act, 26 N.N.C. § 1 et. seq., the KLAGETOH CHAPTER is certified as a political subdivision on the Navajo Nation; and
- 2. Pursuant to the Local Governance Act, 25 N.N.C.§ 1(B)(2), the KLAGETOH CHAPTER is allowed to make decisions over local matters; and
- 3. Pursuant to Navajo Nation Council Resolution No. CJY-41-21 and Budget and Finance Committee Resolution No. BFS-31-21, a duly approved Chapter Resolution is required when requesting for the use of Fiscal Recovery Funds (FRF) under the American Rescue Plan Act of 2021 (ARPA) and therefore this Chapter Resolution must include "a statement supporting the Project and affirming that the Chapter will only use awarded Funds in compliance with the ARPA, ARPA Regulations, and all other applicable Navajo Nation and federal laws and regulations"; and
- 4. Pursuant to Navajo Nation Council Resolution No.CJN-29-22, each of the twenty-four (24) Delegate Regions were allocated eight million eight hundred two thousand three hundred forty dollars (\$8,802,340.00) for Chapter and Regional Projects and each Navajo Nation Council Delegate Region Projects Plan: and
- 5. The Demolish and Rehabilitation of Old School BIA Compound Project is being submitted in the amount of (\$200,000) for consideration to be selected as part of the Delegate Region Plan for the purpose of cleaning up the abandon buildings according to the description with in the Project Application to be included as part of the Delegate Region Plan for Honorable Council Delegate Lomardo Aseret
- 6. If, and when, the Project is selected, the Council Delegate will add the Project as part of the Delegate Region Plan and will thereafter sponsor to be approved by the Navajo Nation Council.



VICE PRESIDENT: LEON JACKSON

PHONE: 928.652.2700 FAX: 928.652.2701 EMAIL: klagetoh@navajochapters.org

MAILING: Unit 42 HC58 Box 90 Ganado, AZ 86505

PRESIDENT: LELAND NEZ

PHYSICAL: US HWY 191 Mile Post 397 Klagetoh, AZ 86505



COUNCIL DELEGATE: RAYMOND SMITH, JR.

TAPAHA COMMUNITY SERVICE COORDINATOR: VACANT

SECRETARY/TREASURER: MAUREEN WOODMAN

ACCOUNT MAINTENANCE SPECIALIST: LELA SANGSTER

NOW THEREFORE BE IT RESOLVED THAT:

- 1. The <u>KLAGETOH CHAPTER</u> supports the Demolish and Rehabilitation of Old School BIA Compound Project in the amount of (\$200.000.00) Project consideration for the Delegate Region Project Plan; and
- 2. The <u>KLAGETOH CHAPTER</u> affirms that the Chapter will only use awarded Funds in compliance with the ARPA, the ARPA Regulations, and all other applicable Navajo Natin and federal laws and regulation.

CERTIFICATION

We hereby certify that the foregoing resolution was considered by the <u>KLAGETOH CHAPTER</u> at a duly called meeting at KLAGETOH, Navajo Nation (Arizona) at which a quorum was present and that the same was passed by a vote of <u>12</u> in favor, <u>00</u> opposed and <u>03</u> abstained, on this <u>20th</u> day of <u>March, 2023.</u>

Motioned by: <u>Maggie Roanhorse</u>

Seconded by: <u>Juanita Begay</u>

Leland Nez, Klagetoh' Chapter President